

1 RESOLUTION NO. \_\_\_\_\_

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3 A RESOLUTION OF THE UTILITY AUTHORITY OF THE CITY OF  
4 RIALTO, CALIFORNIA, APPROVING AN EXTRATERRITORIAL  
5 WASTEWATER SERVICE AGREEMENT FOR THE PROPERTY  
6 LOCATED ON APPLE AVENUE, COUNTY OF SAN BERNARDINO,  
7 IDENTIFIED BY ASSESSOR PARCEL NUMBER 0264-65-201-0000.

8 WHEREAS, Cherish Gonzales (Owner) is a resident which represents and holds lawful  
9 title to the property located at 6268 Apple Ave., Rialto, CA, identified by Assessor Parcel  
10 Number 0264-65-201-0000, (the "Property") which is located outside the incorporated  
11 boundaries of the City of Rialto, (the "City"); and

12 WHEREAS, San Bernardino County does not currently provide wastewater service to  
13 the Property; and

14 WHEREAS, the City currently operates a wastewater collection system in Apple  
15 Avenue, and Owner desires to connect the Property to Rialto's wastewater collection system;  
16 and

17 WHEREAS, Owner desires to, and pursuant to the terms of an Extraterritorial  
18 Wastewater Service Agreement, has committed to, or will commit to provide, at Owner's cost,  
19 a sewer mainline extensions and lateral with connections from the building drain to the sewer  
20 main, including all road cuts, patching, permits and inspections; and

21 WHEREAS, City owns and operates the sewer main running along and within Santa  
22 Ana Avenue; and any other related and/or additional facilities used for the conveyance,  
23 treatment or disposal of wastewater originating in the Service Area and any extensions,  
24 expansions or replacements of any of the above being hereinafter referred to as the "Rialto  
25 Disposal System"; and

26 WHEREAS, City has defined and established by Council Resolution a policy and  
27 administrative guidelines to provide for wastewater service outside the City's corporate  
28 boundaries; and

1           **WHEREAS**, in order to accommodate the conveyance, treatment and disposal of  
2 wastewater originating in the Service Area, City has agreed to maintain and/or construct the  
3 Rialto Disposal System and such related and/or additional facilities as may be necessary to  
4 adequately provide such service for the Service Area in perpetuity; and

5           **WHEREAS**, in consideration of City’s agreement to provide adequate conveyance,  
6 treatment and disposal services to the Service Area, Owner has agreed to make payments  
7 described in an Extraterritorial Wastewater Service Agreement with respect to wastewater  
8 from the Property discharged into the Rialto Disposal System (such wastewater being  
9 “Service Area Wastewater”) calculated at one point three (1.3) times the monthly rates  
10 charged by City to customers within Rialto, all on terms and conditions more fully set forth  
11 therein.

12           **NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF RIALTO DOES**  
13 **HEREBY FIND, DETERMINE, AND RESOLVE AS FOLLOWS:**

14           **Section 1:** An Extraterritorial Wastewater Service Agreement (the “Agreement”)  
15 authorizing wastewater service to the commercial property located at 6268 Apple Ave., Rialto,  
16 CA, identified by Assessor Parcel Number 0264-65-201-0000, is hereby approved as submitted  
17 to the City Council concurrently with its adoption of this Resolution.

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1           **WHEREFORE**, this Resolution is passed, approved, and adopted this 15th day  
2 of November 2022.

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5 DEBORAH ROBERTSON, Mayor  
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9 ATTEST:

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12 \_\_\_\_\_  
13 BARBARA A. McGEE, City Clerk  
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15 APPROVED AS TO FORM:

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19 ERIC VAIL, City Attorney  
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1 **STATE OF CALIFORNIA** )  
2 **COUNTY OF SAN BERNARDINO** ) ss  
3 **CITY OF RIALTO** )

4 I, Barbara A. McGee, City Clerk of the City of Rialto, do hereby certify that the  
5 foregoing Resolution No. \_\_\_\_\_ was duly passed and adopted at a regular meeting of  
6 the Utility Authority of the City of Rialto held on the 15th day of November 2022.

7 Upon motion of Council Member \_\_\_\_\_, seconded by Council  
8 Member \_\_\_\_\_, the foregoing Resolution No. \_\_\_\_\_ was duly passed  
9 and adopted.

10 Vote on the motion:

11 AYES:

12 NOES:

13 ABSENT:

14 IN WITNESS WHEREOF, I have hereunto set my hand and the Official Seal of  
15 the City of Rialto this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

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19 BARBARA A. MCGEE, CITY CLERK